



04-04-05.

2836
JB JFW

Docket No.: 03551/100I300-US1
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Stephen H. Elliot et al.

Application No.: 10/081,918

Confirmation No.: 2195

Filed: February 20, 2002

Art Unit: 2836

For: PEER TO PEER CONTROL AND DECISION
MAKING SYSTEM

Examiner: S. W. Jackson

SUBMISSION IN RESPONSE TO NOTICE OF ALLOWABILITY

MS Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

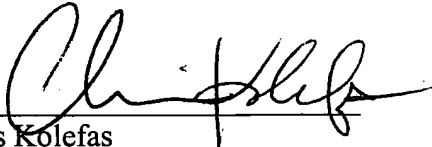
On March 31, 2005, the undersigned attorney held a telephone conference with the examiner in the above-identified patent application regarding non-receipt of an executed declaration.

An executed declaration was submitted with the response to the Notice to File Missing Parts dated March 20, 2002. The USPTO acknowledged receipt of the declaration on May 17, 2002 (as evidenced by the enclosed copy of the return postcard receipt).

Therefore, the undersigned is submitting herewith a copy of said executed declaration as filed on May 17, 2002.

Dated: April 1, 2005

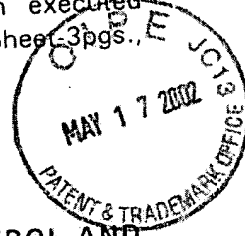
Respectfully submitted,

By 
Chris Kolefas

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Attorneys/Agents For Applicant



Return of this card properly stamped, will acknowledge receipt of: a completion of patent application transmittal -3pgs., an executed Declaration-3pgs., an executed Assignment and the Assignment Recordation Sheet-3pgs., and a check no. 7014 for \$946.00.

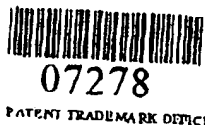
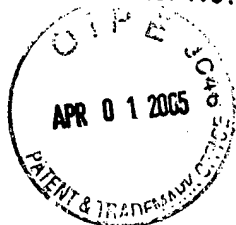


Applicant : Stephen H. Elliott, et al
Serial No. : 10/081,918
Filed : February 20, 2002
For : **PEER-TO-PEER CONTROL AND
DECISION MAKING SYSTEM**

Attorney : Alphonso A. Collins:sw
File No. : 3551/11300-us1 **EV028648719-45**

Mailed : 5/17/02 Mailer: B.W. Lee

Customer No.:



PATENT TRADEMARK OFFICE

Docket No.: 3551/11300

**DECLARATION
AND POWER OF ATTORNEY
Original Application**

As a below named inventor, I declare that the information given herein is true, that I believe that I am the original, first and sole inventor if only one name is listed at 1 below, or a joint inventor if plural inventors are named below, of the invention entitled:

PEER-TO-PEER CONTROL AND DECISION MAKING SYSTEM

which is described and claimed in:

- ☐ the attached specification or ☒ the specification in application Serial No.10/081,918, filed February 20, 2002

(for declaration not accompanying appl.)

that I do not know and do not believe that the same was ever known or used in the United States of America before my or our invention thereof or patented or described in any printed publication in any country before my or our invention thereof, or more than one year prior to this application, or in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to this application, that I acknowledge my duty to disclose information of which I am aware which is material to patentability in accordance with 37 CFR §1.56. I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I hereby claim the priority benefits under 35 U.S.C. §119 of any application(s) for patent or inventor's certificate listed below. All foreign applications for patent or inventor's certificate on this invention filed by me or my legal representatives or assigns prior to the application(s) of which priority is claimed are also identified below.

PRIOR APPLICATION(S), IF ANY, OF WHICH PRIORITY IS CLAIMED

<u>COUNTRY</u>	<u>APPLICATION NO.</u>	<u>DATE OF FILING</u>
United States	60/270,298	02/20/01



**ALL FOREIGN APPLICATIONS, IF ANY, FILED PRIOR
TO THE APPLICATION(S) OF WHICH PRIORITY IS CLAIMED**

COUNTRY APPLICATION NO. DATE OF FILING

POWER OF ATTORNEY:

As a named inventor, I hereby appoint the following attorney(s) and/or agents(s) to prosecute this application and transact all business in the Patent and Trademark office connected therewith: Gordon D. Coplein #19,165, Michael J. Sweedler #19,937, S. Peter Ludwig #25,351, Paul Fields #20,298, Marc S. Gross #19,614, Joseph B. Larch #26,936, Melvin C. Garner #26,272, Ethan Horwitz #27,646, Adda C. Gogoris #29,714, Bert J. Lewen #19,407, Henry Sternberg #22,408, Peter C. Schechter #31,662, Robert Schaffer #31,194, Robert C. Sullivan, Jr. #30,499, Ira J. Levy #35,587, Joseph R. Robinson #33,448, Scott G. Lindvall #40,325, Paul F. Fehner, Ph.D. #35,135, David Leason #36,195

all of the firm of DARBY & DARBY P.C., 805 Third Avenue, New York, NY 10022

SEND CORRESPONDENCE TO:

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DIRECT TELEPHONE CALLS TO:

Alphonso A. Collins
212-527-7700

FULL NAME AND RESIDENCE OF INVENTOR 1

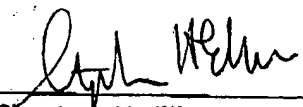
LAST NAME: Elliott FIRST NAME: Stephen MIDDLE NAME: H.
CITY: Bradenton STATE OR FOREIGN COUNTRY: Florida COUNTRY OF CITIZENSHIP: United States
POST OFFICE ADDRESS: 4615 Swordfish Drive CITY: Bradenton STATE OR COUNTRY: Florida
ZIP CODE: 34208

FULL NAME AND RESIDENCE OF INVENTOR 2

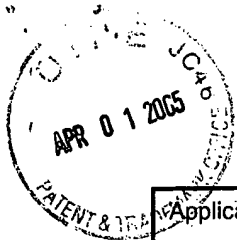
LAST NAME: Klingbeil FIRST NAME: William MIDDLE NAME: A.
CITY: Palmetto STATE OR FOREIGN COUNTRY: Florida COUNTRY OF CITIZENSHIP: United States
POST OFFICE ADDRESS: 8003 Lake Drive CITY: Palmetto STATE OR COUNTRY: Florida
ZIP CODE: 34221

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and

the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF INVENTOR 1:  DATED: 5/17/2002
Stephen H. Elliott

SIGNATURE OF INVENTOR 2:  DATED: 5-17-2002
William Alan Klingbeil



Application No. (if known): 10/081,918

Attorney Docket No.: 03551/100I300-US1

Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. _____ in an envelope addressed to:

EV 447564164-US

MS Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

on 4/1/05
Date

B.W. Lee

Signature

B.W. LEE

Typed or printed name of person signing Certificate

Registration Number, if applicable

Telephone Number

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Submission In Response to Notice of Allowability
Copy of Return Postcard Receipt Dated May 17, 2002
Copy of Executed Declaration/Power of Attorney as filed on May 17, 2002
Return Postcard Receipt